

PRESIDENT MOUL: Thank you, Senator Hillman. Senator Wehrbein.

SENATOR WEHRBEIN: Madam President and members, I'm going to speak briefly because I get in very deep real quickly on this. But I'm going to support this amendment mainly because I do understand the word "reasonable" in my context. Others may understand the word reasonable in other contexts. I do understand the concern of others about what may con...what level of or what standard is needed to get exemptions. I understand 30 vote, probably even clearer, but I just believe in over long term this term reasonable in this context may serve all persons better in understanding what we're headed...what exemptions may or may not need to be granted. And so, from that standpoint, in contrast to Senator Lindsay's amendment, I support this easier. I understand the wording more clearly and I...so, therefore, I'm going to simply say I will support this amendment at this point.

PRESIDENT MOUL: Thank you, Senator Wehrbein. Senator Schmit. Does anyone else wish to speak to this amendment? Seeing none, do you have closing, Senator Kristensen?

SENATOR KRISTENSEN: Yes, Madam President and members of the Legislature, thank you. Certainly, when I look at things like Hammond v. Marsh that was decided and cited in the MAPCO case, you start to look at standards and you start to look at this one and if the exemption is a reasonable standard and that's, you know, obviously, some relationship there between a state interest that we have and it's got to be a legitimate state interest at that point, and then the statutory means that we select to get to that purpose. Now our Nebraska Supreme Court is going to get the chance to...there's going to be, no doubt, lawsuits no matter what we do in the future, we are not going to prevent lawsuits, but what I want to do is place this standard in there so it's not silent as to what you have to do to raise up to get to that level. That's my purpose in doing that. I would offer this amendment to the amendment as a way that both sides can live with this and sometimes you have to have that provision in there that both sides have what they believe to be the definition for it to occur. I do think it raises that higher standard. I think Senator Moore probably hit it on the head very clearly that, obviously, that this is much better than what the Lindsay amendments in the past have been offered and certainly something the rest of the body can live with. With that, I would urge the adoption of the amendment to the